

# Government Gazette

OF

### WESTERN AUSTRALIA

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No. 90]

PERTH: WEDNESDAY, 25th OCTOBER

[1967

### LOTTERIES (CONTROL) ACT, 1954-1966.

Chief Secretary's Department, Perth, 12th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Lotteries (Control) Act, 1954-1966, has been pleased to—

- (a) revoke the Lotteries Regulations, 1933, and the Lotteries (Control) Regulations, 1955; and
- (b) make the regulations set out in the Schedule, hereunder.

J. DEVEREUX, Under Secretary.

### Schedule,

### Regulations.

- 1. These regulations may be cited as the Lotteries Regulations, Citation. 1967.
  - 2. In these regulations, unless the contrary intention appears— interpretation.

    "Act" means the Lotteries (Control) Act, 1954, as from time to time amended;

"agent" means a person or firm appointed to sell lottery tickets for the Commission, pursuant to these regulations;

- "Chairman" means the Chairman of the Commission.
- 3. The form of the Common Seal of the Commission is as Common depicted in the following figure:—



Custody and affixing of Seal.

- 4. (1) The Common Seal shall be kept in a place of safe custody appointed by the Chairman.
- (2) The Common Seal shall be affixed to a document pursuant to a resolution of the Commission, only, and when so affixed shall be attested by the signatures of at least two members.

Remuneration of members.

- 5. (1) The Chairman shall receive \$3,700 and each other member shall receive \$1,300, per annum, by way of remuneration for his services as such.
- (2) Each member when travelling within the State on the Commission's business is entitled to receive—
  - (a) reimbursement of his expenses, on the scale for the time being applicable to senior members of the Public Service of the State; and
  - (b) where applicable, a mileage allowance in respect of the use of his motor vehicle, on the scale for the time being applicable to officers of the Public Service of the State when using their motor vehicles on official business.

Meetings of Commission.

6. The Commission shall meet at least once in every week and on such other occasions as the Chairman or any two members may require.

Conduct of meetings.

- 7. (1) The Chairman shall preside at meetings of the Commission at which he is present and, in his absence, the members shall appoint one of their number to preside.
- (2) Subject to the Act, the Commission shall conduct its proceedings in such manner as it thinks fit.

Appointment of agents.

- 8. (1) The Commission may, in its absolute discretion, grant or refuse an application for appointment as agent and, subject to the agency agreement mentioned in subregulation (3) of this regulation, may suspend or cancel an agency granted by it, and any decision of the Lotteries Commission to grant, refuse, suspend or cancel any agency, shall be final and binding and without an appeal to any person whatsoever other than to the Lotteries Commission.
- (2) Where the Commission grants an application for an agency, the applicant and the Commission shall enter into the form of agreement provided by these regulations; and the appointment does not take effect, until the agreement has been executed by the parties.

Unclaimed prizes.

- 9. (1) Where an amount of prize money in a lottery conducted by the Commission is not claimed within the period of seven years next following the date of drawing of the lottery, the right to recover, and the Commission's liability to pay, that amount is extinguished.
- (2) The Commission shall apply all prize moneys that are irrecoverable, by virtue of subregulation (1) of this regulation, in the manner, and for the purposes, provided by subsection (2) of section 9 of the Act.

Forfeiture of moneys etc.

- 10. (1) A court convicting a person of the offence of conducting an illegal lottery shall, whether imposing any penalty or not, order that any moneys, securities, papers, documents or things used in connection with, or relating to, the lottery and seized under the provisions of section 21 of the Act be forfeited to the Commission.
- (2) The Commission shall apply all moneys forfeited, or resulting from a forfeiture, under this regulation, in the manner and for the purposes provided by subsection (2) of section 9 of the Act.

Results to be published.

11. (1) A permit holder shall, after the drawing of the lottery for which he holds a permit, cause to be published a notice showing the results of the drawing in a newspaper, circulating in the district in which the lottery was conducted, on the date specified on each ticket or such other date as the Commission may specify or approve.

- (2) The notice referred to in subregulation (1) of this regulation shall set out-
  - (a) the name and address of the permit holder; and
  - (b) the numbers of all the prize winning tickets.

12. A permit holder shall, within 30 days of the drawing of the be made. Return to be made. a return in the appropriate form.

13. (1) Where any prize has not been claimed in respect of a Unclaimed lottery conducted under Part IV of the Act the permit holder for Part IV that lottery shall within a period not exceeding twelve months send lotteries. to the Commission a detailed account of the steps taken to locate the prize winner who has not claimed the prize to which he is entitled.

- (2) The Commission may direct the permit holder to take such further steps to locate the prize winner, as it thinks fit, or allow the permit holder to allocate the proceeds of the unclaimed prize to the purpose authorised by the permit in respect of that lottery.
- (3) A permit holder who fails to comply with the directions of the Commission under subregulation (2) of this regulation commits an offence.
- 14. (1) The several forms set out in the Schedule to these regu- Forms. lations are the forms prescribed for the respective purposes therein appearing.
- (2) Where a form prescribed by these regulations requires completion by the insertion of particulars or other matters referred to in the form, those particulars or other matters are pescribed as those required by these regulations.
- (3) A form prescribed by these regulations and containing any directions for completion, shall be completed in accordance with those directions.
- (4) Every person who includes in a form a statement that is, to his knowledge, false in any material particular commits an
- 15. A person who neglects or refuses to observe and comply Penalty. with or commits a breach of any of these regulations is guilty of an offence against these regulations and is on conviction liable, except where otherwise provided, to a penalty not exceeding two hundred dollars.

### Schedule. Western Australia.

Form 1. Lotteries (Control) Act, 1954.

М	PELICATION FOR APPOINTMENT AS AGENT (TICKET SELLER).
PEI	RSONAL.
1.	Full name and address of applicant
	Private Phone No.
2.	If agency to be conducted by partnership full name/s and address of all partners whether active or not must be stated
	Private Phone No
3.	If agency to be conducted on behalf of proprietor/s by a manager, full name and address of such manager must be stated and conditions of appointment
	Private Phone No

	SINESS. Full trading name and address Business Phone No. (Essential)
5.	Exact location of premises where lottery agency is to be conducted
6.	If possible exact location of nearest lottery agency.
7.	Other agencies conducted by the business
8.	Approximate number of customers per week
9.	Have you previously held a lottery agency?  If so where, and for how long?
10.	Is there any existing lottery agency at the business address stated?
	If so, who is the present agent?
11.	Was the business originally established by you?  If not, how did you acquire it?
	If the business was or is about to be purchased as a going concern, state:  (a) name of Vendor
	agency?  If so, full name and address of interested party/s must be stated
14.	Written references need not accompany this application. Give name and address of two business houses with whom you deal, one being your bank
	the abovementioned Applicant, admit and acknowledge that I am aware
	<ol> <li>The Lotteries Commission is not obliged by statute, regulation or otherwise to grant this application if it does not desire so to do and its decision in that respect is final.</li> <li>Having granted the application the Commission reserves the right to cancel the agency at any time at will.</li> <li>The granting of the application will be subject to my entering into an Agreement in the form required by the Commission; and</li> <li>That I must, after a reasonable period, sell not less than tickets per consultation, and that I am expected to make reasonable improvement in the sale of tickets.</li> </ol>
	(Signature of Applicant)
	(Date)

### STATUTORY DECLARATION.

- (1) That the particulars contained in Items 1-13 (inclusive) of the above application are within my own personal knowledge true.
- (2) That I have not wilfully withheld any information relevant and material to the application the withholding of which might prejudicially affect the decision thereon.
- (3) That I have not established/acquired the business mentioned in the said application for an immediate sale or re-sale but I propose to carry on the same for at least a reasonable period hereafter.

And I make this solemn declaration by virtue of section 106 of the Evidence Act, 1906.

DECLARED at in the State of Western Australia this day of 19 before me:
A Justice of the Peace or a Commissioner for Declarations or other qualified witness.

Form 2.

### Lotteries (Control) Act, 1954. THE LOTTERIES COMMISSION.

Box C 106. G.P.O., PERTH.

Dear Sir/Madam,

With reference to your letter applying for an agency for the sale of tickets in the W.A. Charities Consultation, I now have pleasure in advising you that the Commission has approved of your appointment, upon the following terms and conditions:—

- Your appointment confers no proprietary rights in the agency which
  the Commission may cancel at any time. In all cases where a transfer of agency is desired the transferor must return all books and
  cash held by him and complete his business with the Commission
  before an application for a transfer will be considered.
- 2. The agent will upon receipt of books of tickets for resale, place a rubber stamp impression on the perforation separating the butts and tickets in such a manner as not to obliterate the space provided on the butt for the purchaser's name and address or to efface or render indecipherable the ticket number or lottery number written thereon. The rubber stamp must include the name of the agent or the registered trading name of the business and on no account must the stamp or any other mark be placed on the back of tickets.
- 3. Tickets are to be sold only at the place of business in respect of which an agency is granted, and on no account should tickets be offered for sale in any street, right-of-way, doorway, or any prescribed place or class of place in which sales or offering for sale is forbidden.
- 4. Agents become liable for payment in respect of tickets which become lost, stolen or destroyed, and in respect of tickets received at this office after the date fixed for their return. All tickets so acquired and paid for become the property of the Agent, whose interests are prottected in the event of any such ticket drawing a prize.
- 5. Unsold tickets must not be removed from books for disposal after the butts have been returned to this Office.
- 6. The agency may be terminated without further notice if the required sales of tickets per consultation, are not met within a reasonable time, as guaranteed by the application.
- Agents shall not engage in the sale of tickets in any other lottery or raffie, whether or not the conduct of such lottery or raffle has been authorised by the Commission,

8. When remitting proceeds to this Office agents should deduct their commission in accordance with the rate charts supplied.

Please sign the form of acceptance provided hereunder, and return this letter to me as early as is conveniently possible. A copy is enclosed for your reference.

		Yours faith		
				Secretary.
to the to commun	erms and condi icated to me fr	tions contained herei om time to time.	the Lotteries Commis n, and any others wh Date	nich may be
			-	Form 3.
		Lotteries Control A (Section 7 (1)		
A	PPLICATION	BY THE LOTTER	IES COMMISSION	FOR
The	Lotteries Com	mission hereby applie	es to the Minister un t to Conduct Lotteric	nder the
THE pu				
The tota	ıl number of ticl	xets to be offered for s	sale in each lottery wi	ll be
The pric	ce of each tick	et in each lottery wi	ll be	
			to be distributed in	
			to be distributed in	
Dated	this	day of	19	
	d	Chief Se		ecretary.
I	APPLICATION	Lotteries (Control) FOR PERMIT TO	CONDUCT A LOTT	Form 4.
Lotterie	Secretary, s Commission, .06, G.P.O.,		<i>Dave</i>	
			Phone	No
o.f		Jame, Surname in Bl	LOCK LETTERS)	
01		(Full Addres		
do herel aboveme	by apply for a pentioned Act for	permit to conduct a lead on behalf of	ottery under the prov	risions of the
	(State C	learly Exact Full Nan	ne of Organisation)	
	e Club, Society,	Association or body o	r the Parent or Contr	
(a)	hold a liquor	license or carry on	other trading activiti	ies for gain?
(b)	receive income or other premi	from rents, leases, i ses? If so give detail	nterest, grants, etc., 1 s	from license <b>d</b>
(e)	receive income similar income	from gate receipts, a	admission charges, sub ns)? If so state amo	scriptions or

Funds raised by the proposed lottery are to be used exclusively for
Sale of Tickets to commence on.
Sale of Tickets to cease on
Lottery to be drawn on or beforeTime
at
(Full Address MUST be Stated) Results to be published in the
(Name of Publication)
on the19
Total number of tickets to be offered for sale
The price proposed to be charged for each ticket is
If the raffle, herein applied for is not a one-day raffle, state name and address of printer of tickets or other method by which tickets will be produced to comply with conditions of the permit.
If the raffles herein applied for are One-day Raffles, state type of tickets to be used, or method of acknowledging receipt of subscriptions.
List of Prizes and respective value:
1,
2,
3. (If insufficient space, attach list.)
- · · · · · · · · · · · · · · · · · · ·
Value of prizes to be purchased from gross proceeds
Value of Prizes donated
Locality in which tickets are to be offered for sale, or subscriptions are to be received is
Names, Addresses and Occupations of at least three persons who will be the principals in the conducting of this lottery:—
Please use Block Letters.
The number of members comprising this Club or Association
REVERSE OF FORM 4.
Dated this day of , 19 Signature Address
N.B.—If this application is made by any Association, Society, Institu-

N.B.—If this application is made by any Association, Society, Institution or body under such circumstances that a Parent or Controlling Association, Society, Institution or body is directly or indirectly concerned with the subject matter of this application (whether the application is made by an officer of any branch or by any individual person) the following statement must be completed by the President or Secretary of such branch or parent or controlling body.

The.	dy is to receive%	being the parent or controlling of the proceeds of the raffle herein
ap	polied for	for
th	e purposes ofnsequence, has consented to this applic	and as a
CO	insequence, has consented to this application	
		President/Secretary.
C 10	his application must be received at the first thick that the first thick the first thick that the first thick that the first thick the first thin the first thick the first thick the first think t	he Lotteries Commission office, Box days before it is desired to commence
	FOR OFFICE U	ISE ONLY.
SMA	ALL LOTTERIES: OR	RDINARY LOTTERIES:
	Approved.	Approved.
	Not Approved.	Not Approved.
	Price per Ticket.	Number of Tickets.
	Drawing Date.	Price per Ticket.
	Date of Decision.	Drawing Date.
		Date of Decision.
Ren	narks:	
	Tattarian (Gard	Form 5.
		trol) Act, 1954.
	PERMIT TO CONDUC	
TH.	E Lotteries Commission, pursuant to se	ection 12 of the Act, hereby grants to
	ermit to conduct a lottery, the proceed lusively to the	eds of which are to be appropriated
Т	his permit is subject to the express c	condition that the permit holder will
the	nply with the provisions of the Act, the following terms and conditions and ag conducted in accordance with such	it is further subject to the lottery
1.	Sale of tickets shall be confined to	
	Sale of tickets must not commence	e before
	Sale of tickets must cease on	
	Lottery must be drawn on or before	
	Results must be published in the	
		(Name of Publication)
	on the	
	on the	
2.	The Tickets must be numbered conseauthorised by this permit, and must this permit. In addition, the ticket name of the organisation conducting of the permit holder, the nature and	cutively from one (1) to the number to be sold at the price authorised by must have printed thereon the full the lottery, the name and address value of prizes, the date of drawing, ber and the date and name of publi-

- 4. No postponement of the drawing date mentioned in Clause 1 will be allowed unless written authority has been obtained from the Commission before such date. Any such postponement of drawing date duly authorised by the Commission shall, where necessary, be advertised by the permit holder in the issue of the newspaper in which the results were to have appeared.
- 5. Tickets shall not be sold or offered for sale in any streets, public thoroughfares, right of ways, doorways or any place where it is contrary to any statutes or by-laws, unless the written approval has been obtained from the appropriate authority.
- 6. Tickets shall not be sold by door to door canvass.
- 7. Children under the age of 12 years shall not take any part in the conduct of the lottery.
- 8. Prizes must not include fermented or spirituous liquors, vehicles, live stock or any prize for which the winner may have no use, or may be put to considerable expense or inconvenience to dispose of.
- 9. Cash of equal value may be given in lieu of prizes offered.
- 10. The permit holder or any other person shall not sell or offer for sale or give freely any ticket of admission to any entertainment, meeting or public gathering, or any programme, dodger or similar advertising material relating to any entertainment, meeting or public gathering which entitles or allows the purchaser or recipient to participate in a lottery.
- 11. The proceeds of the lottery authorised by this permit shall not be used for the personal benefit of any member, either singly or collectively, by way of direct payment for services rendered, subsidy or reimbursement of any expenses, or for any other similar purpose whatsoever, or for the benefit of any individuals or organisations domiciled outside the State of Western Australia (except where the proceeds are applied for the purchase of locally made goods for the benefit of individuals or organisations domiciled outside the State).
- 12. The financial statement in accordance with Form 7 of the Lotteries Regulations, 1967, shall be furnished to the Commission within thirty (30) days of the drawing of the lottery.

Penalty for not conducting the lottery in accordance with this permit—\$100.

THE LOTTERIES COMMISSION

Secretary.

Box C 106, G.P.O., Perth.

Issued this day of , 19

Form 6.

### Lotteries (Control) Act, 1954.

### PERMIT TO CONDUCT ONE DAY LOTTERIES.

This permit is subject to the express condition that the permit holder will comply with the provisions of the Act and the regulations made thereunder and the following terms and conditions, and it is further subject to the lotteries being conducted in accordance with such terms and conditions.

- 1. Lotteries authorised by this permit are raffies, art unions and guessing competitions in connection with any bazaar or fair.
- 2. All lotteries shall be commenced and finalised on (date)

- 4. Tickets shall be sold at .... each.
- 5. Tickets shall not be sold or offered for sale in any street, public thoroughfares, right of ways, doorways or any place where it is contrary to law.
- 6. Children under the age of 12 years shall not take any part in the conduct of the lotteries.
- 7. Tickets or subscription lists must show the full name of the organisation, and the price per ticket or subscription and the permit number.
- 8. Prizes shall not include fermented or spirituous liquors, vehicles, live stock or any prize for which the winner may have no use, or may be put to considerable expense and inconvenience to dispose of.
- 9. Cash of equal value may be given in lieu of prizes offered.
- 10. The permit holder or any other person shall not sell or offer for sale or give freely any ticket of admission to any entertainment, meeting or public gathering or any programme, dodger or similar advertising material relating to any entertainment, meeting or public gathering which entitles or allows the purchaser or recipient to participate in a lottery.
- 11. The proceeds of the lottery authorised by this permit shall not be applied to the personal benefit of any member either singly or collectively, by way of direct payment for services rendered, subsidy or reimbursement of expenses, or for any other similar purpose whatsoever, or for the benefit of any individuals or organisations domiciled outside the State of Western Australia (except where the proceeds are applied for the purchase of locally made goods for the benefit of individuals or organisations domiciled outside the State). Neither can they be used for payment to individuals whether by way of remuneration for services rendered or personal expenses, or for any similar reason or for entertainment purposes.
- 12. A financial statement in accordance with Form 7 of the Lotteries Regulations, 1967, shall be forwarded to the Commission within thirty (30) days of finalising the lottery or other competition authorised by this permit, and where it is necessary to advertise the result of the lottery, a copy of the advertisement must accompany the statement.

Penalty for not conducting the lottery in accordance with this permit— \$100. THE LOTTERIES COMMISSION

....... Box C 106, G.P.O., Perth. 

Form 7.

Lotteries (Control) Act, 1954.

STATEMENT OF RECEIPTS AND PAYMENTS IN CONNECTION WITH LOTTERIES

(INCLUDING RAFFLES, ART UNIONS, GUESSING COMP.)

CONDUCTED BY Drawn on In Aid of
<ul> <li>N.B.—Attention is invited to the following requirements:—</li> <li>The Statement must be completed and returned to the Lotteries Commission Box C 106, G.P.O., Perth, within 30 days of the drawing of the lottery.</li> </ul>

FOR (	OFFICE	USE	ONLY
Examine	d by:		
www.nic			
Queries:			
Action t	aken:		

- 2. The results, showing particulars of all prizes won, must be advertised in the first available issue of the newspaper circulating in the district where the lottery was conducted. Such advertisement must accompany this Statement. Results of One Day Raffles need not be advertised where all subscribers are present at the drawing.
- 3. Where the entire profits or part thereof, are for the benefit of a Charity, and the raffle is conducted by a body other than the Charity, the official receipt of the Charity concerned must accompany this Statement.

		1
RECEIPTS	PAYMENTS	
Ordinary Raffles  Number of tickets authorised by permit  Price per ticket authorised ea.  Tickets were numbered from to to tickets sold at ea. tickets returned unsold.	Printing and Advertising  Other Payments  One-Day Raffles, Guessing Competitions, etc  Purchase of Prizes	
One-Day Raffles, Guessing Competitions, etc.  Tickets or subscriptions numbered from	Other Payments: Proceeds to Charities, etc (Give retails)	
Other Receipts: Donations etc. (Give details)		
Net Loss	Net Profit	

### RESULT OF DRAWING

	Ticket No.	Prize Winner's Name and Address
1.		
9.		
10.		

Above Statement and Result was-

Prepared by.....

Audited by .....

THE STATUTORY DECLARATION ON THE REVERSE HEREOF MUST BE COMPLETED.

[See over]

### Reverse of Form 7. STATUTORY DECLARATION.

(Full Name)
of(Address)
* being the holder of the permit referred to in clause 1 of this declaration;
* being one of the persons named as a principal in the conduct of the within mentioned lottery,
do hereby solemnly and sincerely declare as follows:-
I HAVE SATISFIED MYSELF—
(1) That the Statement prepared by and audited by is a true and correct record of all moneys received and expended in connection with lotteries, etc., authorised by the permit No. issued on.
(2) That the sum of \$ representing the net profit as shown in the Statement on the reverse hereof has been deposited to the credit of the account styled with the Branch of the
(3) That the said profit has been (or will be) applied for the purposes as stated in the permit.
(4) That the lottery was drawn in a fair and proper manner and in accordance with the provisions of the Lotteries (Control) Act, 1954.
<ul><li>(5) That all conditions attaching to the permit have been observed.</li><li>(6) That all tickets sold participated in the drawing.</li></ul>
(7) That the results of the lottery as detailed at the foot of the Statement on the reverse hereof or on the separate list attached is a true and correct record of the drawing of the lottery.
And I make this solemn declaration by virtue of section 106 of the Evidence Act, 1906.
DECLARED at
in the State of Western Australia this
J.P., Commissioner for Declarations or other authorised person.
* Strike out whichever is not applicable.

### POISONS ACT, 1964-1966.

Department of Public Health, Perth, 6th October, 1967.

HIS Excellency the Governor in Executive Council, acting in pursuance of section 64 of the Poisons Act, 1964-1966, has been pleased to make the regulations set forth in the Schedule hereunder.

W. S. DAVIDSON, Commissioner of Public Health.

### Schedule.

Regulations.

Principal regulations.

1. In these regulations the Poisons Act Regulations, 1965, published in the Government Gazette on the 29th June, 1965, and amended from time to time thereafter by notices published in the Government Gazette are referred to as the principal regulations.

Appendix D amended.

- 2. Appendix D to the principal regulations is amended-
  - (a) by adding after the passage, "benzene," in line four of paragraph (b), the passage, "beryllium,"; and
    (b) by adding after the passage, "diethylene dioxide," in line five of paragraph (b), the passage, "dimethyl sulphoxide".

#### HOSPITALS ACT, 1927-1955.

### Northcliffe Hospital Board Resolution.

WHEREAS under the provisions of section 23 of the Hospitals Act, 1927-1955, a Board may itself establish and manage a Medical Fund the object of which shall be to secure for its subscribers medical attendance, hospital treatment or other similar benefits, and may by by-laws provide for the regulation and control of such Fund: now, therefore, the said Board of Management acting pursuant to section 23 of the Hospitals Act, 1927-1955, doth hereby resolve and determine that the Northcliffe Hospital Fund By-Laws, 1961, published in Government Gazette No. 29 on the 18th April, 1962, be amended as follows:—

Substitute for Sub-bylaw (1) of By-law 4, the following Sub-bylaw:—

- (1) A subscriber to the Fund shall pay the following annual subscription that is to say:—
  - (a) A subscriber without dependants-\$5.
  - (b) A subscriber with dependants-\$10.

Passed at the Annual General Meeting of the Northcliffe Hospital Board this 3rd day of July, 1967.

J. BASHFORD,

Chairman.

O. SMITH,

Secretary.

### HEALTH ACT, 1911-1966.

Shire of Perth.

Amendment to Consolidated Health By-Laws.

SHIRE of Perth being a Local Authority under the provisions of the Health Act, 1911-1966, doth hereby under and by virtue of the powers conferred upon it in that behalf by the said Act and all other powers enabling it make and publish the following By-laws:—

The By-laws of the Shire of Perth published in the Government Gazette of the 30th May, 1961, as amended from time to time are hereby amended in the following manner:—

The Third Schedule is altered by-

- (1) The deletion of the words and figures "\$6 per annum" appearing against the item "House refuse" and the substitution in their place of the words and figures "\$7 per annum".
- (2) The deletion of the words and figures "2s. per single service" appearing against the item "Pig Swill" and the substitution in their place of the words and figures "10 cents per cubic foot".

Dated the 12th day of September, 1967.

The Common Seal of the Shire of Perth was hereunto affixed by authority of a resolution of the Council in the presence

of---

[L.S.]

M. STARKE,

President.

L. P. KNUCKEY,

Shire Clerk.

Approved by His Excellency the Governor in Extcutive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### ZOOLOGICAL GARDENS ACT, 1898-1955.

Lands and Surveys Department, Perth, 17th October, 1967.

HIS Excellency the Governor in Executive Council has been pleased to approve of the by-laws made by the Acclimatisation Committee pursuant to section nine of the Zoological Gardens Act, 1898-1955, set forth in the schedule hereunder.

> C. R. GIBSON, Under Secretary for Lands.

### Schedule.

### By-laws.

Principal

In these by-laws the by-laws made under the Zoological Gardens Act, 1898 (as amended) reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the Government Gazette on the 25th February, 1964, are referred to as the principal by-laws.

By-law 19 amended.

- 2. By-law 19 of the principal by-laws is amended—

  - (a) by deleting the expression, "s. d." in line three;(b) by substituting for the figures, "2 0" in line four, the passage, "20 cents"; and
  - (c) by substituting for the figure, "6" in line five, the passage, "5 cents".

By-laws 3. The principal by-laws are amended by substituting for the amended and passage commencing with the heading, "Penalties." immediately and 25 following by-law 23 and ending with the passage "Gardens." in the added. last line of the by-laws, the following headings and by-laws:—

### Removal of Persons from Gardens.

- 24. (1) Notwithstanding that a person may have been properly admitted to the Gardens a police constable, special constable or officer of the Committee authorised by it in that behalf, may, where that person has committed an offence against these by-laws, order him to leave the Gardens forthwith.
- (2) A person who fails to obey an order under sub-bylaw (1) of this by-law is guilty of an offence and may in that event be forcibly removed from the Gardens by the police constable, special constable or officer of the Committee who ordered him to so leave.
- (3) The giving of an order under sub-bylaw (1) of this by-law does not affect the taking of any other proceeding against the person to whom the order was given.

### Penalties.

25. Every person committing an offence against the provisions of any of these by-laws shall be liable on conviction to a penalty not exceeding forty dollars. .

### BUSH FIRES ACT, 1954.

### Shire of Esperance.

WHEREAS under the provisions of the Bush Fires Act, 1954 (as amended) a local authority may, with the approval of the Governor, make by-laws not inconsistent with that Act: Now, therefore, the Shire of Esperance being a local authority within the meaning of the said Act, doth hereby resolve and determine that the by-laws made by the Shire and published in the Government Gazette on the 7th day of August, 1953, shall be amended—

- (a) by substituting for the passage, "men over 18" in the line two of sub-by-law (3) of by-law 7, the passage "members of either sex over 14". and
- (b) by substituting for the numerals, "18" in line one of the sixth paragraph of the First Schedule the numerals, "14".

Passed at a meeting of the Council of the Shire of Esperance this 19th day of September, 1967.

O. STUART,

President.

J. F. CAMERON, Shire Clerk.

Recommended-

[L.S.]

STEWART BOVELL, Minister for Lands.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960. The Municipality of the City of Perth.

By-Law No. 19-Fencing.

L.G. 640/67.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 17th day of July, 1967, to repeal By-law No. 19—Fencing—and to submit for confirmation by the Governor a new By-law, as follows:—

City of Perth.

By-law No. 19-Fencing.

1. Definitions:

"Council" means the Council of the Municipality of the City of Perth.

"dangerous fence" means any fence certified to be dangerous by the Surveyor whether from faulty design, location, construction, deterioration of materials, termite damage, decay, changes in ground levels, subsequent to its construction, or any other cause or causes.

"fence" means any fence or wall including a retaining wall.

"surveyor" means the City Building Surveyor of the City of Perth.

- 2. Corner Fences: No part of any fence or hedge erected within a distance of 20 feet from a street corner shall exceed the height of 4 ft.
- 3. Hoods, etc.: Hoods, pergolas and ornamental heads to gateways or fences shall be constructed in accordance with the design and of the materials shown on a plan submitted to and approved by the Surveyor. But no part of any such projection shall project more than twelve inches beyond the alignment of any street or be within nine feet of the footpath level.
- 4. Barbed Wire, etc.: No person shall erect or affix or allow to continue upon any fence or land owned or occupied by him any iron spike, broken glass, barbed wire or other wire with spiked or jagged projections, unless such spike, glass or wire is not less than six feet vertically above the level of any street, road or way, and does not project thereon.
- 5. Galvanised Iron: No person shall sheet or cover any fence with other than new galvanised iron.
- 6. Types of Fences Approved: No person shall construct a fence of material other than timber sheeted with pickets, or of concrete, masonry, wrought iron, tubular steel, link mesh, corrugated asbestos, or other material approved by Council.

Pursuant to the Dividing Fences Act No. 44 of 1961, a sufficient fence is defined as set out in Schedule No. 1 of this By-law.

- 7. Secondhand Materials: Secondhand materials shall not be used in the construction of fences without Council approval. If approved, such material shall be painted or treated as directed by the Surveyor.
- 8. Dangerous Fences: The owner or lessee of any land on which a dangerous fence is located within 10 feet of any street, road or way shall, at his own expense, when required by the Council, take down, repair or rebuild such fence as so required, within the time stipulated in the order.
- 9. Dilapidated Fences: The Surveyor may serve on any owner or lessee of land on which is erected a fence, which in the opinion of the Surveyor is in need of repair, painting or other maintenance, notice to carry out such repair, painting or maintenance, within seven days of service of such notice as the Surveyor shall specify therein.
- 10. Council may Repair: Where the owner of land served with a notice pursuant to the last preceding clause, shall neglect to comply therewith, the Council may without further notice carry out such repair, painting or other maintenance as shall be specified in the notice and recover the cost thereof in a court of competent jurisdiction.
- 11. Penalty: Any person committing an offence against the provisions of this By-law shall be liable to a penalty not exceeding \$100 and in addition to a daily penalty not exceeding \$2.

#### Schedule No. 1.

- (a) Corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. spaced at not more than nine foot centres.
  - All posts shall have tops with not less than one and one-half in.  $(1\frac{1}{2}$  in.) weather and shall be sunk at least two feet into the ground. Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.
  - Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts.
  - Rails shall be 3 in. x 2 in., each rail spanning two bays of fencing with joints staggered.
    - (i) The fence shall be covered with 3 in. x  $\frac{3}{4}$  in. x 5 ft. sawn pickets placed three inches apart, double nailed to each rail; or
    - (ii) Corrugated or contoured asbestos cement sheets.
- (b) Supersix corrugated asbestos sheet fences shall be erected as follows:-
  - (i) Sheets under six feet high to be trenched 18 in. in soil;
  - (ii) Sheets under eight feet high to be trenched 24 in. in soil.
  - Sheets to be lapped and fixed with three galvanised  $\frac{1}{4}$  in. gutter bolts, nuts and washer.

Sheets to be capped with galvanised iron or asbestos moulded cap.

Dated this 4th day of September, 1967.

The Common Seal of the City of Perth was hereunto affixed in the presence of—

[L.S.]

A. C. CURLEWIS, Deputy Lord Mayor.

G. O. EDWARDS, Town Clerk.

Recommended—

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Brookton.

Adoption of Draft Model By-laws Relating to Signs, Hoardings and Billposting. L.G. 747/67.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of May, 1967, to adopt such of the Draft Model By-Laws published in the *Government Gazette* of the 11th day of June, 1963, as are here set out: Draft Model By-Laws—Local Government Model By-Laws (Signs, Hoardings and Billposting) No. 13—The whole of the by-law, with the exception of by-law 38.

Dated the 5th day of September, 1967. The Common Seal of the Shire of Brookton was affixed hereto in the presence of—

ILS.1

E. H. HOBBS,

President.

D. A. WALKER,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cunderdin.

By-Laws Relating to Prevention and Abatement of Nuisances.

L.G. 44/67.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 17th day of February, 1967, to make and submit for confirmation by the Governor of the following by-laws:—

- 1. No person shall conduct any business or engage in any undertaking in such a manner as to permit the escape therefrom of smoke, dust, fumes, liquid wastes or noises in such a quantity or extent or in such a manner as to create a nuisance to any inhabitants in the neighbourhood of such land or premises, or to traffic using roads in such vicinity.
  - 2. This by-law shall apply to the whole of the Cunderdin Shire District.

Dated this 23rd day of February, 1967.

Passed at a meeting of the Cunderdin Shire Council held on the 17th day of February, 1967.

The Seal of the Municipality of the Shire of Cunderdin was affixed hereto in the presence of—

ILS.

A. J. JASPER,

President.

A. ANDREW,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Exmouth.

Adoption of Amendment of the By-Laws of the Abovementioned Municipality, Relating to the Control and Management of Halls and Equipment and Property Under the Control of the Council.

L.G. 107/67.

IN pursuance of the powers conferred upon it by the above Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of August, 1967, to make and submit, for confirmation by the Governor the following amendment to the abovementioned by-laws:-

Delete the figure \$8.00 in line one of clause 5 and insert in lieu the figure \$16.00.

The Common Seal of the Municipality was hereto affixed on the 4th day of September, 1967, in the presence of-

[L.S.]

J. K. MURDOCH. Commissioner.

S. J. DELLAR,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

Shire of Harvey.

By-Laws Relating to Zoning.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 11th day of July, 1967, to make and submit for confirmation by the Governor, the following by-laws:—

Zoning By-Laws.

### Binningup Beach.

- The land shown in Schedule 1 hereunder is hereby classified, zoned and set aside as an area in which no building shall be erected or any building hereafter structurally altered except for the purpose of a dwelling.
- 2. The land shown in Schedule 2 hereunder is classified, zoned and set aside as a business area in which no building may be erected or structurally altered or used for any purpose other than the following: Offices, Shops, Shops and Offices, Shops and Dwellings.

### Schedule 1.

All that portion of land bounded by lines starting at a point on the high water mark of the Indian Ocean situated in prolongation westerly of the northern boundary of lot 160 of Wellington Location 942, as shown on Lands Titles Office Plan 6522, and extending easterly to and along that boundary and northern boundaries of lots 161, 162 and 163 and lots 4 to 12, inclusive, and onwards along the northern side of Binningup Road to a point situate in prolongation northerly of the eastern boundary of lot 64; thence southerly to and along that boundary and eastern boundaries of lots 65 to 72, inclusive, lots 74 and 80, inclusive, 142, 145, 146 and 157 and onwards to the southern

side of Valentine Road; thence westerly along that side and onwards to the high water mark of the Indian Ocean aforesaid and thence generally northerly along that high water mark to the starting point but excluding lots 13, 14, 15 and 16 in Ilyarrie Street.

Schedule 2.

Lots 13, 14, 15 and 16 Ilyarrie Street.

Dated this 14th day of July, 1967.

The Common Seal of the Shire of Harvey was affixed hereto in the presence of—

[L.S.]

WILLIAM K. BARNES, President.

L. A. VICARY,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Kwinana.

By-law Amending By-laws—Use of Land.

L.G. 590/67.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 28th day of June, 1967, to amend the by-laws of the Municipality of Kwinana passed at an ordinary meeting of the Council on the 29th day of December, 1955, and published in the Government Gazette of the 3rd February, 1956, and amendments published in the Government Gazette of the 4th December, 1957, 31st May, 1960, 13th September, 1960, 16th December, 1963, 15th October, 1964, 21st July, 1965, 30th September, 1966, 16th March, 1967, and the 23rd August, 1967 in the following manner:—

### D.—GENERAL PROVISIONS.

- 29. Building Lines:
  - (i) Save that the lots shown stippled on plan Nos. Kwin. TP/1, 2 & 3 shall be subject to the building lines depicted on the plans.

The Common Seal of the Shire of Kwinana was affixed hereto in the presence of—

[L.S.]

F. G. J. BAKER,

President.

F. W. MORGAN,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.

By-laws Relating to Seizure or Impounding of a Dog.

L.G. 290/58.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 15th day of August, 1967, to make and submit for confirmation by the Governor the following by-laws:—

The by-laws of the Shire of Perth published in the Government Gazette of the 29th June, 1960, are hereby amended in the following manner:—

The Third Schedule is altered by the deletion of "10s." appearing against the item "For the seizure or impounding of a dog" and by the substitution in its place of "\$3.00".

Dated the 15th day of August, 1967.

The Common Seal of the Shire of Perth was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

M. STARKE.

President.

L. P. KNUCKEY, Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Ravensthorpe.

Adoption of Draft Model By-laws Relating to Caravan Parks (No. 2). IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of August, 1967, to adopt such of the Draft Model By-laws relating to Caravan Parks (No. 2) as published in the Government Gazette of the 28th day of September, 1961, and as amended in the Government Gazette of the 16th day of January, 1963, as here set out: The whole of the by-laws.

Dated this 19th day of September, 1967.

[L.S.]

CHAS. R. GIBSON, President.

A. J. PEDDER,

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960. The Municipality of the Shire of Tableland.

Adoption of Draft Model By-Laws Relating to the Construction Establishment, Operation and Maintenance of Motels.

L. G. 716/67.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the eighth day of August, 1967, to adopt such of the Draft Model By-laws published in the Government Gazette of the 20th September, 1961, the 13th June, 1962, and the 23rd July, 1962, as are here set out: Local Government Model By-laws (Motels) No. 3—The whole of the by-laws.

Dated this 8th day of September, 1967. The Common Seal of the Tableland Shire Council was this day affixed hereto in the presence of-

[L.S.]

R. C. PAUST,

Commissioner.

J. ASHBY-FREEMAN, Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

> P. L. SPARROW. Acting Clerk of the Council.

### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Wagin.

By-Laws Relating to Wagin Memorial Swimming Centre.

L.G. 188/67.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 15th day of August, 1967, to make and submit for confirmation by the Governor the following by-laws:-

The by-laws of the Shire of Wagin published in the Government Gazette on the 1st day of June, 1967, are hereby amended in the following manner:—

Section 6 is altered by the substitution for the last two lines of the section the following:-21.00 Family .... 8.00

Adults (15 years and over) .... Children (under 15 years) 3.00 ....

Sealed with the Seal of the Shire of Wagin in the presence of-

[L.S.]

J. S. HEBITON,

President.

K. B. LANG.

Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### CEMETERIES ACT, 1897. Wagin Public Cemetery By-laws.

### L.G. 244/54.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Trustees of the Wagin Public Cemetery hereby record having resolved on the 20th day of June, 1967, to make and submit for confirmation by the Government Conferred by-laws:—

The by-laws as published in the Government Gazette on the 11th day of January, 1907, and amended by notices published in the Government Gazette on the 8th day of December, 1916 and the 21st day of January, 1938, and the 24th day of February, 1950, and the 20th day of April, 1955, are hereby amended by deleting the whole of Schedule "A" and substituting the following:—

### Schedule "A".

### Wagin Public Cemetery.

## SCALE OF FEES AND CHARGES PAYABLE TO THE SHIRE OF WAGIN.

1.	On application for an Order for Burial the following fees shall be payable in advance:—	
	(a) In open Ground—	\$
	For interment of any adult in grave six feet deep	20.00
	For interment of any juvenile (under 14 years of age) in	20.00
	grave six feet deep For interment of any stillborn child	16.00
		5.00
	For Government interment of an adult For Government interment of a juvenile under 14 years	5.00
	of age	<b>2</b> .50
	(b) In private Ground including the issue of a Grant of Right of Burial:—	
	Ordinary land for grave 8 feet x 4 feet	5.00
	Ordinary land for grave 8 feet x 8 feet Ordinary land for grave 8 feet x 12 feet	$10.00 \\ 12.00$
	Special land for grave 8 feet x 4 feet, selected by applicant	8.00
	Special land for grave 8 feet x 8 feet, selected by applicant	16.00
	Special land for grave 8 feet x 12 feet, selected by applicant	24.00
	For interment of an adult in grave 6 feet deep	20.00
	For interment of any child under 14 years of age in grave six feet deep	16.00
_		10.00
2.	ing additional charges shall be payable:—	
	For first additional foot	4.00
	For second additional foot For third additional foot	
		1.00
3.		20.00
	For each interment of an adult For each interment of a child under 14 years of age	20.00 $16.00$
	For each interment of a stillborn child	5.00
	For removal of edging tiles, plants, grass, shrubs, etc.,	00
	according to time required per man per hour at	1.20
4.	Re-opening a brick grave	20.00
5.		
6.	Re-opening a vault according to time required from	20.00
		20.00
	For each interment in open ground without due notice under by-law 6	20.00
	For each interment in open ground without due notice under by-law 6 For each interment in private ground without due notice under	4.00
	For each interment in open ground without due notice under by-law 6	4.00 4.00
	For each interment in open ground without due notice under by-law 6	4.00 4.00 10.00
	For each interment in open ground without due notice under by-law 6  For each interment in private ground without due notice under by-law 6  For each interment not in usual hours as prescribed by by-law 13  For each interment on a Sunday or Public Holiday	4.00 4.00
	For each interment in open ground without due notice under by-law 6  For each interment in private ground without due notice under by-law 6  For each interment not in usual hours as prescribed by by-law 13  For each interment on a Sunday or Public Holiday  Fee for exhumation  Re-opening of grave for exhumation:—	4.00 4.00 10.00 10.00
	For each interment in open ground without due notice under by-law 6  For each interment in private ground without due notice under by-law 6  For each interment not in usual hours as prescribed by by-law 13  For each interment on a Sunday or Public Holiday  Fee for exhumation  Re-opening of grave for exhumation:  For an adult	4.00 4.00 10.00 10.00 5.00
	For each interment in open ground without due notice under by-law 6  For each interment in private ground without due notice under by-law 6  For each interment not in usual hours as prescribed by by-law 13  For each interment on a Sunday or Public Holiday  Fee for exhumation  Re-opening of grave for exhumation:—	4.00 4.00 10.00 10.00 5.00 20.00 16.00

	00
Re-interment in a new grave after exhumation for a child under 14 years of age 16	.00
For permission to erect a headstone exceeding 2 feet 6 inches in height 4	.00
For permission to erect a headstone less than 2 feet 6 inches in	
	.00
	.00
For registration of transfer of Right of Burial 0	.25
	.50
	.00

The Common Seal of the Municipality was hereto affixed this 25th day of September, 1967, in the presence of—

[L.S.]

J. S. HEBITON,

President.

K. B. LANG,

Shire Clerk,

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1967.

P. L. SPARROW, Acting Clerk of the Council.

### EXPLOSIVES AND DANGEROUS GOODS ACT, 1961.

Department of Mines, Perth, 19th October, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Explosives and Dangerous Goods Act, 1961, has been pleased to make the regulations set forth in the schedule hereunder.

I. R. BERRY, Under Secretary for Mines.

### Schedule.

### Regulations.

Principal regulations.

1. In these regulations the Fammable Liquids Regulations, 1967, published in the Government Gazette on the 16th May, 1967, are referred to as the principal regulations.

Reg. 2 2. Regulation 2 of the principal regulations is amended by substituting for the expression, "1967" in line two, the expression, "1968".